

## DECLARATION AND POWER OF ATTORNEY

As below named inventor, I hereby declare that:

My residence, post office and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter claimed and for which a patent is sought on the invention entitled TOOL EVALUATION CALIBRATOR AND METHOD, the specification of which [X] is attached hereto OR [ ] was filed on , as Application Serial No.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is known to me to be material to patentability in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):			Priority Claimed	
<u>Number</u>	<u>Country</u>	<u>Day/Month/Year filed</u>	<u>Yes</u>	<u>No</u>

I hereby claim the benefit under 35 USC Section 119(e) of any United States provisional application(s) listed below.

Prior Provisional Application(s):	
<u>Application Number</u>	<u>Filing Date</u>

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U. S. Application(s):		
<u>Serial No.</u>	<u>Filing Date</u>	<u>Status: Patented, Pending, Abandoned</u>
10/448,220	May 30, 2003	Pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Docket N . 05165.1200  
Customer No. 30734

PATENT

The undersigned hereby grant(s) the firm of BAKER & HOSTETLER LLP the power to insert on this Declaration any further identification, including the application number and filing date, which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document

We hereby appoint the following attorney(s) and/or agent(s):

Leo J. Jennings	Reg. No. 32,902
Kenneth J. Sheehan	Reg. No. 36,270
Edna Vassilovski	Reg. No. 42,198
Phong Duy Nguyen	Reg. No. 43,833
Dennis P. Cawley	Reg. No. 44,598
Gregory B. Kang	Reg. No. 45,273
Jonathan Kidney	Reg. No. 46,195
Dawn M. Sims	Reg. No. 47,090
Sean A. Pryor	Reg. No. 48,103
William W. Lewis, III	Reg. No. 48,742
Marc W. Butler	Reg. No. 50,219
Jason Brady	Reg. No. 51,493
Stephen S. Fabry	Reg. No. 51,661
Michael D. Graham	Reg. No. 51,750
P. Alan Larson	Reg. No. 53,184

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**30734**  
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And the following attorney(s) for the Boeing Company:

Bryan C. Ogden	Reg. No. 25,362
Charles T. Silberberg	Reg. No. 26,584
Henry G. Kohlmann	Reg. No. 26,672
Robert L. Gullette	Reg. No. 26,899
Thomas W. Hennen	Reg. No. 27,798
Harry B. Field	Reg. No. 27,880
James P. Hamley	Reg. No. 28,081
William C. Anderson	Reg. No. 28,147
John R. Rafter	Reg. No. 28,533
John C. Hammar	Reg. No. 29,928
Terje Gudmestad	Reg. No. 32,232
Ann K. Galbraith	Reg. No. 33,530
Lawrence W. Nelson	Reg. No. 34,684
David J. Clement	Reg. No. 44,082

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with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and all future correspondence should be addressed to the address at the aforementioned customer number.  
with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and all future correspondence should be addressed to:

BAKER & HOSTETLER LLP  
Washington Square, Suite 1100  
1050 Connecticut Avenue, N.W.  
Washington, D.C. 20036  
Tel. 202 861 1500  
Fax 202 861 1783

\*\*\*\*\*

Full name of inventor: Paul G. Kostenick, Jr.

Inventor's signature:

*Paul G. Kostenick, Jr.*

Date: 6-25-03

Residence: 5110 83<sup>rd</sup> Avenue NE, Everett, WA 98205

Citizenship: U.S.A.

Mailing Address: 5110 83<sup>rd</sup> Avenue NE, Everett, WA 98205

\*\*\*\*\*

Full name of inventor: Arlen R. Pumphrey

Inventor's signature:

*Arlen R. Pumphrey*

Date: 6-25-03

Residence: 15504 2<sup>nd</sup> PL W, Lynnwood, WA 98037

Citizenship: U.S.A.

Mailing Address: 15504 2<sup>nd</sup> PL W, Lynnwood, WA 98037